

§ 338.2

that coordinate with special education and transitional services.

(Authority: 20 U.S.C. 1424a)

[56 FR 54704, Oct. 22, 1991]

§ 338.2 Who is eligible to apply for an award under these programs?

State educational agencies, institutions of higher education, junior and community colleges, vocational and technical institutions, and other non-profit educational agencies are eligible to apply for awards under this part.

(Authority: 20 U.S.C. 1424a)

§ 338.3 What regulations apply to these programs?

The following regulations apply to awards under the Postsecondary Education Programs for Individuals with Disabilities;

(a) The regulations in this part 338.

(b) The Education Department General Administrative Regulations (EDGAR) established in title 34 of the *Code of Federal Regulations* in—

(1) Part 74 (Administration of Grants to Institutions of Higher Education, Hospitals, and Nonprofit Organizations).

(2) Part 75 (Direct Grant Programs);

(3) Part 77 (Definitions);

(4) Part 79 (Intergovernmental Review of Department of Education Programs and Activities);

(5) Part 80 (Uniform Administrative Requirements for Grants and Cooperative Agreements to State and Local Governments);

(6) Part 81 (General Education Provisions Act—Enforcement);

(7) Part 82 (New Restrictions on Lobbying);

(8) Part 85 (Governmentwide Debarment and Suspension (Nonprocurement) and Governmentwide Requirements for a Drug-Free Workplace (Grants)); and

(9) Part 86 (Drug-Free Schools and Campuses).

(Authority: 20 U.S.C. 1424a; 20 U.S.C. 3474(a))

[49 FR 25991, June 25, 1984, as amended at 56 FR 54704, Oct. 22, 1991]

34 CFR Ch. III (7–1–97 Edition)

§ 338.4 What definitions apply to these programs?

(a) *Definitions in EDGAR.* The following terms used in this part are defined in 34 CFR 77.1:

Applicant
Application
Award
EDGAR
Fiscal year
Grant
Nonprofit
Project
Secretary
State educational agency.

(Authority: 20 U.S.C. 3474(a))

(b) *Definitions in 34 CFR part 300.* The following term used in this part is defined in 34 CFR 300.5(b)(9):

Specific learning disability

(Authority: 20 U.S.C. 1401(a)(15))

(c) *Other definitions—Individuals with disabilities* means individuals—

(1) With mental retardation, hearing impairments including deafness, speech or language impairments, visual impairments including blindness, serious emotional disturbance, orthopedic impairments, autism, traumatic brain injury, other health impairments, or specific learning disabilities; and

(2) Who, by reason thereof, need special education and related services.

(Authority: 20 U.S.C. 1424a(b))

[49 FR 25991, June 25, 1984, as amended at 56 FR 54704, Oct. 22, 1991]

§§ 338.5–338.9 [Reserved]

Subpart B—What Kinds of Projects Does the Secretary Assist Under These Programs?

§ 338.10 What kinds of activities may be supported under this part?

(a) The Secretary may support projects and activities under this part including but not limited to—

(1) The operation of centers for deaf individuals, including models of comprehensive supportive services to those individuals;

(2) Model projects of supportive services to individuals with disabling conditions other than deafness that focus on—